

1638

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November 25, 2002

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NOV 26 2002

TECH CENTER 1000/2900

Commissioner for Patents
Washington, DC 20231

Re: U.S. Application No. 09/574,946
Filed: May 19, 2000
Title: *Methods and Compositions for Regulated
Transcription and Expression of Heterologous
Genes*
Applicants: Christine K. SHEWMAKER *et al.*
Atty. Docket: 16518.050

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. an Amendment and Reply to the Official Action dated October 25, 2002; and
2. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

In the event that extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned. Applicants do not believe any fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16518.050. A duplicate copy of this letter is enclosed.

Respectfully submitted,

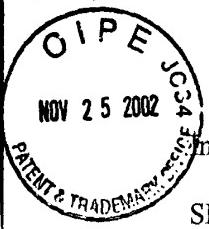
A handwritten signature in black ink, appearing to read "David R. Marsh".

David R. Marsh (Reg. No. 41,408)

June E. Cohan (Reg. No. 43,741)

Dawn M. Gardner (Reg. No. 44,118)

Attachments



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue application of:

SHEWMAKER et al.

Confirmation No.: 9904

Appln. No. 09/574,946

Group Art Unit: 1638

NOV 26 2002

Filed: May 19, 2000

Examiner: David Fox

TECH CENTER 1600/2900

For: Methods and Compositions for
Regulated Transcription and
Expression of Heterologous Genes

Attorney Docket: 16518.050

Amendment and Reply to the Official Action Dated October 25, 2002

Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Official Action mailed on October 25, 2002 (paper no. 12),

Applicants provide the following amendments and remarks.

Amendments

In the Specification:

In the Specification at page 1, following the title please insert the following sentence:

This application is a reissue application of U.S. patent application No. 08/105,852 filed August 10, 1993, now U.S. patent 5,753,475, which is a continuation-in-part of U.S. Application No. 07/526,123 filed May 21, 1990 which is a continuation of U.S. Application No. 07/267,685 filed Nov. 2, 1988 (now abandoned) which is a continuation of U.S. Application No. 06/692,605 filed Jan. 17, 1985 (now abandoned); this application is also a continuation-in-part of U.S. Application No. 07/582,241 filed Sep. 14, 1990, now abandoned, which is a continuation of U.S. Application No. 07/188,361 filed Apr. 29, 1988 (abandoned) which is a continuation-in-part of